

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

WELLS FARGO & COMPANY )

Opposer )

Opposition No. 91164633

v. )

NETELLER INC )

Applicant )

Commissioner for Trademarks  
P.O. box 1451  
Alexandria, Virginia 22313-1451

SUBSTITUTE ANSWER TO NOTICE OF OPPOSITION

Pursuant to 37 CFR 2.106 and the decision rendered by the Trademark Trial and Appeal Board and set forth in a paper mailed August 24, 2005, Neteller Inc., through its attorney and for its Substitute Answer in the captioned matter, states as follows as to the corresponding paragraphs of the Notice of Opposition:

1. Applicant is without knowledge or information sufficient to form a belief as to the truth of this averment, and therefore denies the same.

2. Applicant is without knowledge or information sufficient to form a belief as to the truth of this averment, and therefore denies the same.

3. Applicant admits that the identified registrations were granted by the United States Patent and Trademark Office for the marks and services stated, but is without knowledge or information sufficient to form a belief as to the truth of the remaining allegations of this paragraph, and therefore denies the same.



09-14-2005

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4. Applicant admits that it seeks to register the mark of application Serial No. 78/293,550 for use in connection with financial and monetary services, namely electronic cash transfer services performed over the Internet, for consumers for transferring cash from their own bank accounts to their accounts held by the applicant used by them to purchase services and good online, but is without knowledge or information sufficient to form a belief as to the truth of the remaining allegations of this paragraph, and therefore denies the same.

5. Denied.

6. Denied.

WHEREFORE, Applicant prays that Opposer's Notice of Opposition be dismissed.

NETELLER INC.

September 12, 2005

By 

Ira S. Dorman

Attorney for Applicant

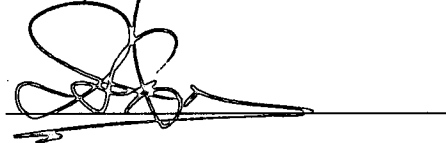
330 Roberts Street, Suite 200

East Hartford, Connecticut 06108

Tel.: (860) 528-0772

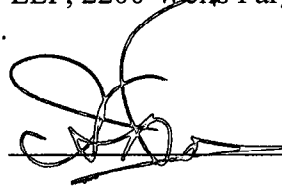
CERTIFICATE OF MAILING

I, IRA S. DORMAN, hereby certify that a copy of this Substitute Answer is being deposited with the United States Postal Service with sufficient postage as First Class mail in an envelope addressed to Commissioner for Trademarks, P.O. Box 1451, Alexandria, Virginia 22313-1451, on this 12th day of September, 2005.



CERTIFICATE OF SERVICE

I hereby certify that a copy of this Substitute Answer has been sent this 12th day of September 2005, with sufficient postage as First Class mail, in an envelope addressed to Eunice P. de Carvalho, FAEGRE & BENSON LLP, 2200 Wells Fargo Center, 90 South Seventh Street, Minneapolis, MN 55402-3901.

A handwritten signature in black ink, appearing to be "S. de C.", is written over a horizontal line.

cc: Neil F. Kathol, Esq.